



California Fair Political Practices Commission

December 5, 1985

Pat Miranda
Mayor
City of Irwindale
5050 North Irwindale Avenue
Irwindale, CA 91706

Re: Your Request for Advice
Our File No. A-85-248

Dear Mayor Miranda:

This is in response to your letter dated November 26, 1985 in which you sought the Commission's advice regarding a potential conflict of interest under Section 1090 of the Government Code.

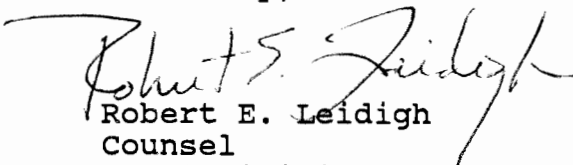
Although the Commission is authorized to render advice regarding the provisions of the Political Reform Act (Government Code Sections 81000-91015), we have not been authorized to give advice regarding other conflict of interest laws such as Government Code Section 1090. The Commission realizes that it would be more convenient for public officials, such as yourself, to have all of their conflict of interest questions answered by one agency, and the Commission has directed its staff to explore possible alternatives to bring this about. However, at this time no concrete proposal has been formulated.

Therefore, lacking any authority to render advice regarding Section 1090, we must decline your request and instead recommend that you contact the Attorney General's Office for such advice. The Commission cannot request an opinion from the Attorney General on your behalf; however, your representatives in the Legislature may do so.

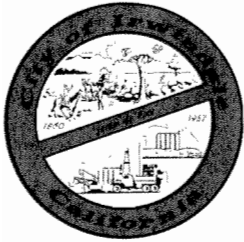
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If we can ever be of assistance to you regarding your responsibilities under the Political Reform Act, please do not hesitate to contact us again.

Sincerely,


Robert E. Leidigh
Counsel
Legal Division

REL:JG:plh



CITY OF IRWINDALE

5050 NORTH IRWINDALE AVENUE • IRWINDALE, CALIFORNIA 91706
(213) 962-3381

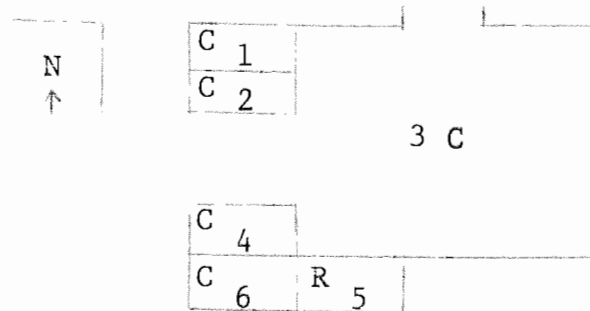
November 26, 1985

Fair Political Practices
Commission
Suite 800
428 J Street
Sacramento, CA 95804

Attention: Mr. Leydeigh

Dear Mr. Leydeigh:

My name is Pat Miranda, and I am the Mayor of the City of Irwindale and Chairman of its Community Redevelopment Agency.



Referring to the diagram above, I own Parcel 1; another councilman owns Parcel 2; still another councilman owns Parcel 5. Parcels 1, 2, 3, 4 and 6 are zoned commercial; Parcel 5 is zoned residential.

The other two councilmen own property within one-half mile of this site as do 90% of the population of this City of 1,000 residents. Parcel 3 is owned by the C.R.A., and one-half of Parcel 4 is owned by the owner of Parcel 5.

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The C.R.A. wishes to sell Parcel 3 to a developer. The developer wants Parcels 1 and 2 and perhaps Parcel 4 as well. I am not worried about FPPC because I will abstain on all votes and will not otherwise participate. After Call v Thompson, I am worried about 1090 questions. If the developer buys my land to make a better development, how can I get an answer to my worries about 1090? Is there any way you can get an answer from the Attorney General?

Very truly yours,

CITY OF IRWINDALE

A handwritten signature in cursive script, appearing to read "Pat Miranda".

Pat Miranda, Mayor

PM/ap